

1AP7 Re Subpt A PTO 35 U.S.C. 371

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**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A SUBMISSION UNDER 35 U.S.C. 371**

ATTORNEY'S DOCKET NUMBER

4258-119

U.S. APPLICATION NO. If known, see 37 CFR 1.5)

**10/563025**INTERNATIONAL APPLICATION NO.  
PCT/EP04/007195INTERNATIONAL FILING DATE  
30 June 2004PRIORITY DATE CLAIMED  
30 June 2003

TITLE OF INVENTION: IN VITRO METHODS FOR DETECTING RENAL CANCER

APPLICANT(S) FOR DO/EO/US Jose Javier Gomez Roman, Maria Pilar Saenz Jimenez, Jorge Ochoa Garay, Jokin Del Amo Iribarren, Cristina Sanz Ibayondo, Corina Junquera Sanchez-Vallejo, Laureano Simon Buela, Antonio Martinez Martinez, Maria Eladia Arguelles Sanchez, Jose Fernando Val Bernal

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1.  This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2.  This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3.  This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must include items (5), (6), (9) and (21) indicated below.
4.  The US has been elected (Article 31).
5.  A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) and published.
  - a.  is attached hereto (required only if not communicated by the International Bureau). **International Publication No. WO 2005/003776 A2**
  - b.  has been communicated by the International Bureau.
  - c.  is not required, as the application was filed in the United States Receiving Office (RO/US).
6.  An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).
  - a.  is attached hereto. **International Publication No. WO 2005/003776 A2**
  - b.  has been previously submitted under 35 U.S.C. 154(d)(4).
7.  Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a.  are attached hereto (required only if not communicated by the International Bureau).
  - b.  have been communicated by the International Bureau.
  - c.  have not been made; however, the time limit for making such amendments has NOT expired.
  - d.  have not been made and will not be made.
8.  An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9.  An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)), unsigned.
10.  An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

**Items 11 to 20 below concern document(s) or information included:**

11.  An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12.  An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13.  A preliminary amendment.
14.  An Application Data Sheet under 37 CFR 1.76.
15.  A substitute specification.
16.  An unsigned Declaration and Power of Attorney.
17.  A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 – 1.825.
18.  A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19.  A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).

This collection of information is required by 37 CFR 1.414 and 1.491–1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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U.S. APPLICATION NO. (if known, see 37 CFR 1.5) <b>107503025</b>		INTERNATIONAL APPLICATION NO. PCT/EP04/007195	ATTORNEY'S DOCKET NUMBER 4258-119	
20. Other items or information: Credit Card Form; Confirmation Return Receipt Postcard; Statement of Identity/Paper Copy for Sequence Listing				
The following fees have been submitted			CALCULATIONS	PTO USE ONLY
21. <input checked="" type="checkbox"/> Basic national fee (37 CFR 1.492(a)) ..... \$300			\$300	
22. <input checked="" type="checkbox"/> Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of the PCT Article 33(1)-(4) ..... \$0 All other situations ..... \$200			\$ 200	
23. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of the PCT Article 33(1)-(4). ..... \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority ..... \$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB ..... \$400 All other situations ..... \$500			\$ 500	
<b>TOTAL OF 21, 22 and 23 =</b>			\$1,000	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing IN COMPLIANCE WITH 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.				
Total Sheets	Extra sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE	
45 -100 =	0 /50 =	0	x \$250	\$ 0
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of the commencement of the national stage (37 CFR 1.492(h)).			\$ 0	
CLAIMS		NUMBER FILED	NUMBER EXTRA	RATE
Total claims		35 - 20 =	15	X \$50 \$750
Independent claims		11 - 3 =	8	X \$200 \$1,600
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360	\$ 0
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$2,350
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½.				\$1,175
<b>SUBTOTAL =</b>				\$1,175
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).				\$ 0
<b>TOTAL NATIONAL FEE =</b>				\$1,175
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$ 0
<b>TOTAL FEES ENCLOSED =</b>				\$1,175
a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.				
b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.				
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>08-3284</u> . A duplicate copy of this sheet is enclosed.				
d. <input checked="" type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.				
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.				
SEND ALL CORRESPONDENCE TO:				
INTELLECTUAL PROPERTY/TECHNOLOGY LAW P.O. Box 14329 Research Triangle Park, NC 27709-4329		SIGNATURE:  Steven J. Hultquist NAME		
		28,021 REGISTRATION NUMBER		

10/563025

IAP15 Rec'd PCT/PTO 30 DEC 2005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re United States Patent Application (35 USC 371 National Phase) of:	)	)	)
Applicants: GÓMEZ ROMÁN, José Javier, et al.	)	Docket No.:	4258-119
Application No.: Not Yet Assigned - New U.S. National Stage Application of PCT International Application No. PCT/EP2004/007195	)	)	)
Int'l Filing Date: 30 June 2004	)	)	)
Priority Date: 30 June 2003 (Spanish Patent Application No. 200301518)	)	)	)
Title: IN VITRO METHODS FOR DETECTING RENAL CANCER	)	Customer No.:	23448

**EXPRESS MAIL CERTIFICATE**

I hereby certify that I am mailing the attached documents to the Commissioner for Patents on the date specified, in an envelope addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 and Express Mailed under the provisions of 37 CFR 1.10.

  
\_\_\_\_\_  
Joanna Joslyn

December 30, 2005

Date

EO 007 308 207 US

Express Mail Label Number

**FILING OF NEW U.S. NATIONAL PHASE PATENT APPLICATION BASED ON  
INTERNATIONAL PATENT APPLICATION NO. PCT/EP2004/007195**

Mail Stop PCT  
Commissioner for Patents  
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